

FILED
At Albuquerque NM

JUN 05 2009

MATTHEW J. DYKMAN
CLERK**United States District Court**DISTRICT OF New Mexico

UNITED STATES OF AMERICA

v.

CRIMINAL COMPLAINT**Lawrence Roybal**
Date of Birth 1962CASE NUMBER: 09-ma-045
09-mj 1581

(Name and Address of Defendant)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about May 1, 2009 in Rio Arriba county, in the _____ District of New Mexico defendant(s) did, (Track Statutory Language of Offense) did commit an act of assault with a dangerous weapon, with intent to do bodily harm, and without just cause or excuse in violation of Title 18 United States Code, Section(s) Section 113(a)(3).

I further state that I am a(n) Special Agent - FBI and that this complaint is based on the following facts:
Official Title

See Attached Affidavit hereby incorporated by reference as if fully restated herein.

Continued on the attached sheet and made a part hereof:

☒ Yes☐ No

Sworn to before me and subscribed in my presence,

Special Agent
Federal Bureau of Investigation

Date

at

United States Magistrate Judge

Signature of Judicial Officer

6/5/09Robert W. IontaGally

Albuquerque, New Mexico

Robert W. Ionta

1 CB/AUSA

2 IN THE UNITED STATES DISTRICT COURT
3 DISTRICT OF NEW MEXICO

4 United States of America -)

5 vs)

6 Lawrence Roybal
7 DATE OF BIRTH: 1962)
8 Social Security Number XXX-XX-0835

09-MF-045
01-MJ-1581

9
10 AFFIDAVIT

11 1) I am a regularly appointed Special Agent (SA) of the Federal
12 Bureau of Investigation (FBI) assigned to the Albuquerque Division of the
13 FBI. I have been an SA since January 2008, and primarily investigate violent
14 crimes on Indian Reservations. The following facts were determined during
15 the course of an investigation conducted by SA Dustin Grant and Jicarilla
Apache Police Department (JAPD) Criminal Investigator (CI) Joseph Wells.

16 2) On May 1, 2009, the JAPD in Dulce, New Mexico,
17 responded to the residence of Lawrence Roybal for being intoxicated and
18 carrying a knife. When the officers arrived on scene Roybal was holding a
19 large kitchen knife outside of his residence. When approached by the officers
20 Roybal stated that he was suicidal and wanted the officers to shoot him.
Roybal then pressed the blade of the knife against his left arm and cut himself.

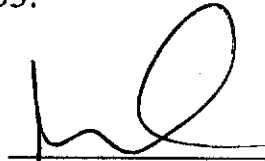
21 3) The four officers on scene went to stop Roybal from hurting
22 himself or others, but Roybal ran back into his house locking the door behind
23 him. JAPD officers entered the house by kicking in the door. When the four
24 officers entered his house Roybal was standing in the living room area, and
25 appeared to be in a fighting stance. CI Wells sprayed Roybal with pepper
26 spray in the facial area. Roybal then threw a large 12 inch kitchen knife at the
officers just missing CI Wells and hitting the wall behind Wells.

27 4) Roybal was arrested and transported to San Juan Regional
28 Medical Center in Farmington, New Mexico for treatment of his cuts. The

1 knife thrown at CI Wells was photographed and entered into evidence.

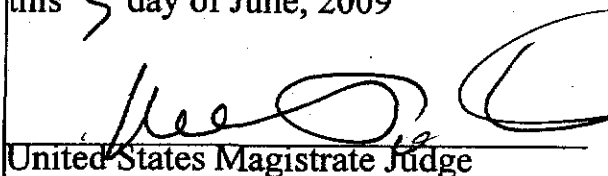
2
3 5) Lawrence Roybal is an enrolled member of the Jicarilla Apache
4 Tribe. The offense occurred within the exterior boundaries of the Jicarilla
5 Apache Indian Reservation.

6 6) Based on the above, your affiant believes probable cause exists
7 to believe Lawrence Roybal, an Indian person, committed the following
8 offenses: Assault with a dangerous weapon, with intent to do bodily, and
9 without just cause or excuse, that is he assaulted Joseph Wells, an Indian
10 person, by throwing a large 12 inch knife at him, in violation of Title 18,
11 United States Code 113(a) (3); and that the offense occurred in Indian
12 Country, to wit the Jicarilla Apache Indian Reservation, in violation of Title
13 18, United States Code 1153.

14 

15 Special Agent
16 Federal Bureau of Investigation

17
18 Subscribed and sworn before me on
19 this 5 day of June, 2009

20 
21 United States Magistrate Judge